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SALIWANCHIK, LLOYD & SALIWANCHIK
A Professional Association
2421 N.W. 41st Street
Suite A-1
Gainesville, FL 32606

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GROUP 1600

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Telephone (352) 375-8100
Facsimile (352) 372-5800

TO: Examiner Susan Coe

FROM: David R. Saliwanchik

Urgent

COMPANY: U.S. Patent Office
Art Unit 1651

DATE: February 25, 2002

FAX NO.: (703) 305-3014

NO. OF PAGES
(INCLUDING COVER SHEET):

7

SUBJECT/MESSAGE:

Re: Serial No. 09/925,336; filed August 9, 2001

1) Election under 35 USC §121/Preliminary Amendment (6)

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PLEASE DELIVER TO EXAMINER COE IMMEDIATELY

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February 25, 2002

David Saliwanchik

David R. Saliwanchik, Patent Attorney

ELECTION UNDER 35 USC §121 &
PRELIMINARY AMENDMENT
Examining Group 1651
Patent Application
Docket No. UF-258CXC1
Serial No. 09/925,336

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Susan Coe
Art Unit : 1651
Applicants : Timur M. Momol, David J. Mitchell, Steve M. Olson, Esengul a. Momol
Serial No. : 09/925,336
Conf. No. : 4420
Filed : August 9, 2001
For : Materials And Methods For The Control Of Plant Pathogens

Assistant Commissioner for Patents
Washington, D.C. 20231

ELECTION UNDER 35 USC §121 &
PRELIMINARY AMENDMENT

Sir:

In response to the written restriction requirement dated January 25, 2002, the applicants hereby elect to prosecute the Group I claims, i.e. claims 1-17 drawn to a method for controlling a plant pathogen. The Applicants also make the following election of species:

- A) Thyme oil (including thymol); and
- B) *Ralstonia*.

Please amend the above-referenced patent application.